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Reporting Category

Category	Subcategory	Situation	Victim/Offender Armed?	Weapon Types	Weapon Other	Weapon Recovered?	Deceased?
05A EXCESSIVE FORCE / ON DUTY - INJURY	MISCELLANEOUS	TRAFFIC -	-	-	-	-	-

row(s) 1 - 1 of 1

Log No: 1007464 Type:CR

Accused Members

Review	Name	Status	Accused Overall Finding	Recommended Penalty	No. of Days	Date/Time Served	Created Date	Complimentary History
View	MC KENNA, THOMAS	CLOSED/FINAL	NOT SUSTAINED	-	-	-	11-JUL-2007	N/A
View	VAN DYKE, JASON	CLOSED/FINAL	NOT SUSTAINED	-	-	-	27-MAY-2009	N/A

row(s) 1 - 2 of 2

Attachments

No.	Type	Related Person	No. of Pages	Narrative	Original in File	Entered By	Entered Date/Time	Status	Approve Content?	Approve Inclusion?
View	1	FACE SHEET	N/A	-	-	SMITH-TOLLIVER, STACEY	JUL-11-2007 21:16	-	-	-
View	2	CONFLICT CERTIFICATION	N/A	-	-	STOUTENBOROUGH, ANDREA	JUL-15-2007 13:14	-	-	-
View	3	CONFLICT CERTIFICATION	N/A	-	-	BOWENS, DARREN	JUL-17-2007 18:20	-	-	-
View	4	REPORT (OTHER)	N/A	1	Attempt to schedule complainat.	BOWENS, DARREN	AUG-06-2008 15:03	APPROVED	-	YES
View	5	COMPLAINANT STATEMENT	N/A	1	-	BOWENS, DARREN	AUG-06-2008 15:06	APPROVED	-	YES
View	6	SWORN AFFIDAVIT FROM COMPLAINANT	N/A	1	-	BOWENS, DARREN	AUG-06-2008 15:06	APPROVED	-	YES
View	7	CONSENT BY PATIENT TO DISCLOSURE OF INFORMATION	N/A	1	-	BOWENS, DARREN	AUG-06-2008 15:07	APPROVED	-	YES
View	8	TRAFFIC CITATION	N/A	1	-	BOWENS, DARREN	AUG-06-2008 15:08	APPROVED	-	YES
View	9	ARREST REPORT	N/A	5	Witness, [REDACTED]	BOWENS, DARREN	AUG-06-2008 15:11	APPROVED	-	YES
View	10	REPORT (OTHER)	N/A	1	Certified letter to witness	BOWENS, DARREN	AUG-06-2008 15:13	APPROVED	-	YES
View	11	MEDICAL RECORDS	N/A	26	-	BOWENS, DARREN	AUG-06-2008 15:23	APPROVED	-	YES
View	12	MEDICAL RECORDS	N/A	4	-	BOWENS, DARREN	AUG-06-2008 15:24	APPROVED	-	YES

View	13	COURT DOCUMENTS (E.G., CIVIL COMPLAINTS, BOND SLIPS)	N/A	7	-	YES	BOWENS, DARREN	AUG-06-2008 15:26	APPROVED -	YES
View	14	NOTIF OF CHARGES/ALLEGATIONS - ADM PROC RIGHTS (STATUTORY)	N/A	1	-	YES	BOWENS, DARREN	MAY-26-2009 17:48	APPROVED -	YES
View	15	WAIVER OF COUNSEL/REQUEST TO SECURE COUNSEL	N/A	1	-	YES	BOWENS, DARREN	MAY-26-2009 17:49	APPROVED -	YES
View	16	REPORT (OTHER)	N/A	1	To-From Report questions.	YES	BOWENS, DARREN	MAY-26-2009 17:49	APPROVED -	YES
View	17	ACCUSED REPORT	N/A	2	-	YES	BOWENS, DARREN	MAY-26-2009 17:50	APPROVED -	YES
View	18	REPORT (OTHER)	N/A	1	To-from request	YES	BOWENS, DARREN	MAY-26-2009 17:51	APPROVED -	YES
View	19	REPORT (OTHER)	N/A	1	to from questions	YES	BOWENS, DARREN	MAY-26-2009 17:52	APPROVED -	YES
View	20	NOTIF OF CHARGES/ALLEGATIONS - ADM PROC RIGHTS (STATUTORY)	N/A	1	-	YES	BOWENS, DARREN	MAY-26-2009 17:52	APPROVED -	YES
View	21	WAIVER OF COUNSEL/REQUEST TO SECURE COUNSEL	N/A	1	-	YES	BOWENS, DARREN	MAY-26-2009 17:53	APPROVED -	YES
View	22	ACCUSED REPORT	N/A	1	-	YES	BOWENS, DARREN	MAY-26-2009 17:53	APPROVED -	YES
View	23	GENERAL OFFENSE CASE REPORT	N/A	2	-	YES	BOWENS, DARREN	MAY-26-2009 17:54	APPROVED -	YES
View	24	CANVASS SHEETS	N/A	2	-	YES	BOWENS, DARREN	MAY-26-2009 17:55	APPROVED -	YES
View	25	ATTEMPT TO CONTACT	N/A	1	-	YES	BOWENS, DARREN	MAY-26-2009 17:55	APPROVED -	YES
View	26	ATTEMPT TO CONTACT	N/A	1	-	YES	BOWENS, DARREN	MAY-26-2009 17:56	APPROVED -	YES
View	27	INVESTIGATOR CASE LOG	N/A	1	-	YES	BOWENS, DARREN	MAY-26-2009 17:56	APPROVED -	YES
View	-	SUMMARY REPORT DIGEST	N/A	4	-	NO	DAVIS, LORENZO	MAR-08-2011 10:49	APPROVED -	YES

row(s) 1 - 28 of 28

Internal Use Only

No Internal Use Only attachments available.

Print Accused Appeal Forms

No Accused Appeal forms available for this Log No.

Related Incidents

☒ **TIP** Related Incidents listed below are for reference only. These may be viewed using the related application search screens.

No Related Incidents associated with this Log No.

Status History

☒ **TIP** Every employee included in the Status History is subject to be called for legal or administrative proceedings.

Resulting Status	Status Date/Time	Created By	Position	Employee No.	Assigned/ Detailed Unit	Comments
CLOSED AT C.O.P.A.	06-JUL-2011 14:04	LOCKHART, BRIAN	CLERK 3		113 / -	-
CLOSED/FINAL	06-JUL-2011	LOCKHART, BRIAN	CLERK 3		113 / -	-

	14:04					
PENDING IMPLEMENT ACTION	06-JUL-2011 11:44	WEEDEN, WILLIAM	DEPUTY CHIEF ADMINISTRATOR		113 / -	-
PENDING IMPLEMENT ACTION	06-JUL-2011 11:43	WEEDEN, WILLIAM	DEPUTY CHIEF ADMINISTRATOR		113 / -	-
PENDING C.O.P.A. COORDINATOR INCIDENT REVIEW	19-APR-2011 09:37	LOCKHART, BRIAN	CLERK 3		113 / -	-
PENDING REVIEW AFTER COMMAND CHANNEL (C.O.P.A.)	19-APR-2011 09:36	LOCKHART, BRIAN	CLERK 3		113 / -	-
PENDING IMPLEMENT ACTION	15-APR-2011 16:47	GEORGAS, STEVE	DEP CHIEF		141 / -	-
PENDING COMMAND CHANNEL REVIEW	01-APR-2011 13:21	RYAN, KEVIN	COMMANDER		253 / -	-
PENDING COMMAND CHANNEL REVIEW	31-MAR-2011 07:59	ROTTNER, BRUCE	DEP CHIEF		142 / 213	-
PENDING COMMAND CHANNEL REVIEW	25-MAR-2011 10:01	KENNY, JOHN	COMMANDER		019 / -	-
PENDING COMMAND CHANNEL REVIEW	09-MAR-2011 10:36	ROWAN, JAMES	SERGEANT OF POLICE		119 / -	-
PENDING ADVOCATE REVIEW	09-MAR-2011 08:58	HOFFMANN, KATHLEEN	POLICE OFFICER		119 / -	-
PENDING REVIEW INCIDENT (I.A.D./DISTRICT USE)	08-MAR-2011 17:10	MCGHEE, CYNTHIA	CLERK 3		113 / -	-
CLOSED AT C.O.P.A.	08-MAR-2011 17:07	MCGHEE, CYNTHIA	CLERK 3		113 / -	-
PENDING REVIEW INCIDENT (C.O.P.A. USE ONLY)	08-MAR-2011 10:49	DAVIS, LORENZO	SUPERVISING INV COPA		113 / -	-
PENDING INVESTIGATIVE REVIEW	08-MAR-2011 10:40	BOWENS, DARREN	INVESTIGATOR 2 COPA		113 / -	-
PENDING INVESTIGATION	15-JUL-2007 13:14	STOUTENBOROUGH, ANDREA	SUPERVISING INV COPA		113 / -	-
PENDING ASSIGN INVESTIGATOR	13-JUL-2007 10:16	FAKUADE, JOSEPH	COOR OPERATIONS COPA		113 / -	-
PENDING ASSIGN TEAM	11-JUL-2007 21:50	FREEMAN, NATHANIEL	SUPERVISING INV COPA		113 / -	-
PENDING SUPERVISOR REVIEW	11-JUL-2007 21:45	FREEMAN, NATHANIEL	SUPERVISING INV COPA		113 / -	-
PRELIMINARY	11-JUL-2007 21:28	FREEMAN, NATHANIEL	SUPERVISING INV COPA		113 / -	phone number
PENDING SUPERVISOR REVIEW	11-JUL-2007 21:25	SMITH-TOLLIVER, STACEY	INTAKE AIDE		113 / -	-
PRELIMINARY	11-JUL-2007 21:16	SMITH-TOLLIVER, STACEY	INTAKE AIDE		113 / -	-
						row(s) 1 - 23 of 23

Command Channel Reviewers

Accused Name	Sequence No.	Reviewer
MC KENNA, THOMAS	1	KENNY, JOHN
MC KENNA, THOMAS	2	ROTTNER, BRUCE
VAN DYKE, JASON	1	RYAN, KEVIN
VAN DYKE, JASON	2	GEORGAS, STEVE
row(s) 1 - 4 of 4		

SUMMARY REPORT DIGEST

CHICAGO POLICE DEPARTMENT

LOG NO
1007464TYPE
CRDATE OF REPORT
05-MAR-2011

INSTRUCTIONS: To be used in all cases that are to be classified as either **EXONERATED**, **UNFOUNDED**, **NOT SUSTAINED**, **NO AFFIDAVIT**, or in **SUSTAINED** cases where the Disciplinary Recommendation does not exceed Five (5) **DAYS SUSPENSION**.

TO: CHIEF ADMINISTRATOR, INDEPENDENT POLICE REVIEW AUTHORITY

FROM - INVESTIGATOR'S NAME	RANK	STAR NO	EMPLOYEE NO	UNIT ASSIGNED	UNIT DETAILED
BOWENS, DARREN	9182	124		113	IPRA

REFERENCE NOS.(LIST ALL RELATED C.L., C.B., I.R., INVENTORY NOS., ETC., PERTINENT OF THIS INVESTIGATION)

INCIDENT ADDRESS: 400 E. 87TH ST, CHICAGO, IL 60619	DATE / TIME: 09-JUL-2007 23:07	BEAT: 632
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ACCUSED

NAME	RANK	STAR NO	EMP NO	UNIT ASSIGNED	UNIT DETAILED	SEX/RACE	DOB	APPOINTED DATE	ON DUTY ?	SWORN ?
MC KENNA, THOMAS A	9161	13122		019		M / WHI	1970	13-SEP-1999	YES	YES
VAN DYKE, JASON D	9161	9465		253		M / WHI	1978	25-JUN-2001	YES	YES

REPORTING PARTY

NAME	ADDRESS*	CITY STATE	TELEPHONE	SEX / RACE	DOB / AGE
		CHICAGO, IL		M / BLK	1969 / 41

VICTIMS

NAME	ADDRESS*	CITY STATE	TELEPHONE	SEX / RACE	DOB / AGE
		CHICAGO, IL		M / BLK	1969 / 41

WITNESSES

NAME	ADDRESS*	CITY STATE	TELEPHONE	SEX / RACE	DOB / AGE
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* IF CPD MEMBER, LIST RANK, STAR, EMPLOYEE NOS. IN ADDRESS, PAX/BELL IN TELEPHONE BOX.

ALLEGATIONS

SEE PAGE 3

SUMMARY

SEE PAGE 3

ATTACHMENTS

INVESTIGATIVE REPORTS - SUPPORTING ALLEGATIONS LIST ATTACHMENTS NUMBER	INVESTIGATIVE REPORTS - SUPPORTING ACCUSED MEMBERS(S) LIST ATTACHMENTS NUMBER:	PHYSICAL EVIDENCE LIST ATTACHMENTS NUMBERS:	TOTAL NUMBER OF ATTACHMENTS SUBMITTED WITH THIS FILE:
5, 11, 12	8, 9, 17, 22, 23	NONE	27

FINDINGS - RECOMMENDATIONS

ACCUSED: PO THOMAS MCKENNA, #13122, UNIT 019
ALLEGATIONS #1-5: NOT SUSTAINED
ALLEGATION #6: UNFOUNDED

ACCUSED: PO Jason VAN DYKE, #9465, UNIT 253
ALLEGATIONS #1-4: NOT SUSTAINED
ALLEGATION #5: UNFOUNDED

APPROVED:

IPRA, Supervisor

DATE INITIATED
(Date incident was received for investigation)

15-JUL-2007

DATE COMPLETED (Date of this report)

05-MAR-2011

ELAPSED TIME
(Total time expressed in days)

1329

Investigator will initiate the Command Channel Review form by
completing the Investigator's Section.

INVESTIGATOR'S SIGNATURE

ALLEGATIONS:

On 11 July 2007, at 2116 hours, the complainant, [REDACTED] registered a complaint with Intake Aide Stacey Smith-Tolliver. It is alleged that on 09 July 2007, at approximately 2300 hours, while at the location of 400 E. 87th St., accused **P.O. Thomas McKenna #13122**: 1) Directed profanities at Mr. [REDACTED] 2) Grabbed Mr. [REDACTED] 3) Pushed Mr. [REDACTED] onto the hood of the squad car, 4) Pushed Mr. [REDACTED] about the body, 5) Pushed Mr. [REDACTED] on the back, and 6) Stopped [REDACTED] without justification.

It is alleged that on the same date and time that accused **P.O. Jason Van Dyke #9465**: 1) Pulled and grabbed Mr. [REDACTED] about the arms, 2) Handcuffed Mr. [REDACTED] too tightly, 3) Pushed Mr. [REDACTED] about the body, 4) Pushed Mr. [REDACTED] on the back, and 5) Stopped Mr. [REDACTED] without justification.

INVESTIGATION:

In his statement to IPRA on 17 JULY 2007, [REDACTED] stated that he was in the car with his cousin/Witness [REDACTED] when he was stopped by the police. One of the officers, now known to be Officer McKenna, approached his vehicle and stated, "Get the fuck out the car." At this time, [REDACTED] unlocked the door and the officer opened the door, grabbed [REDACTED] by his arm and pulled him from his vehicle. The officer then pushed [REDACTED] onto the hood of the squad car. [REDACTED] was then handcuffed by a second officer (Officer Van Dyke) and placed in the squad car. Officer Van Dyke then pulled [REDACTED] from the squad car, removed the handcuffs and then pushed him on the back and told him to go home. [REDACTED] sustained sprains to both shoulders and sharp pain to his arms during the incident. [REDACTED] received medical treatment at Ingalls Hospital. There were no witnesses to the incident other than Mr. [REDACTED] (Att. #5)

Witness [REDACTED] **Arrest Report** indicated that he was arrested for possession of cannabis by Officers McKenna and Van Dyke. The narrative of the arrest report indicated that Witness [REDACTED] was the passenger in a vehicle that did not pull over in a timely fashion. Witness [REDACTED] was asked if he had anything on him that he was not supposed to have and he stated that he had a few bags of weed on him. Witness [REDACTED] was subsequently placed under arrest. (Att. #9)

The citation issued to [REDACTED] indicated that he had no valid state registration (No front plate). The citation was issued by Officer McKenna #13122. (Att. #8)

A canvass was unsuccessful in locating any witnesses to this incident. (Att. 24)

Attempts to contact Witness [REDACTED] by certified mail, personal visit, and telephone to obtain a statement were unsuccessful. (Att. 25, 26)

Complainant [REDACTED] medical records from Ingalls Hospital indicated that Complainant [REDACTED] complained of arm pain and right shoulder pain. Complainant [REDACTED] was diagnosed with a shoulder strain. Complainant [REDACTED] sought medical treatment on

INDEPENDENT POLICE REVIEW AUTHORITY
LOG# 1007464

10 JULY 07 at 2058 hours initially, and received follow-up treatment on 18 JULY 07. (Att. #11)

On 17 July 2007, Complainant [REDACTED] had a MRI on his left and right shoulder at Advocate Trinity Hospital. The results of the MRI indicated that he had a tear of the supraspinatus tendon with thickening and retraction in his right shoulder. There was a very small increase in fluid. [REDACTED] left shoulder had increased signal intensity within the supraspinatus tendon. There was no evidence of thickness tear. (Att. #12)

In his To-From Report to IPRA, accused Officer Van Dyke. Officer related in essence the same information as the Department reports. Officer Van Dyke did not recall the exact verbal interaction that was given to Complainant [REDACTED] Officer Van Dyke reported that the only physical contact he had with [REDACTED] was placing his hands behind his back and placing him into handcuffs. Officer Van Dyke denied the allegations made against him. (Att. #17)

In his To-From Report to IPRA, accused Officer McKenna explained the circumstances of the traffic stop and denied the allegations made against him. (Att. #22)

CONCLUSION:

Officer Thomas McKenna #13122

Allegations #1-5: **Not Sustained** – The Complainant [REDACTED] stated that he was physically and verbally abused by Officer McKenna. Officer McKenna denied the allegations made against him. Witness [REDACTED] failed to cooperate with the investigation. Although Complainant [REDACTED] sustained injuries to his shoulders, there is no way to determine the exact cause of his injuries. There were no independent witnesses present during the incident. Due to the lack of evidence to either prove or disprove the allegations, the reporting investigator recommends a finding of Not Sustained.

Allegation #6: **Unfounded** – The accused officers were justified in conducting a traffic stop of Mr. [REDACTED] who did not have a front license plate on his vehicle.

Officer Jason Van Dyke #9465

Allegations #1-4: **Not Sustained** - The R/I recommends that this case be closed as **Not Sustained** for the same reasons given for Officer McKenna.

Allegation #5: Unfounded – The accused officers were justified in conducting a traffic stop of Mr. [REDACTED] who did not have a front license plate on his vehicle.